

**IN THE UNITED STATES DISTRICT COURT  
FOR THE MIDDLE DISTRICT OF ALABAMA  
NORTHERN DIVISION**

<b>UNITED STATES OF AMERICA</b>	)	
	)	
<b>v.</b>	)	<b>2:07cr-58-WHA</b>
	)	
<b>COURTNEY SMITH</b>	)	

**MOTION TO WITHDRAW PLEADING**

COMES NOW Courtney Smith, by and through undersigned counsel, Kevin L. Butler, and respectfully requests to withdraw the Motion to Suppress Evidence filed on May 29, 2007.

On May 29, 2007, undersigned counsel filed a motion to suppress evidence. Based upon a negotiated resolution that has been reached in this case, Mr. Smith withdraws his motion.

WHEREFORE, Defendant respectfully requests that this Motion To Suppress Evidence be withdrawn.

Dated this 7<sup>th</sup> day of June, 2007.

Respectfully submitted,

s/ Kevin L. Butler  
KEVIN L. BUTLER  
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**CERTIFICATE OF SERVICE**

I hereby certify that on June 7, 2007, I electronically filed the foregoing with the Clerk of Court using the CM/ECF system which will send notification of such filing to the following:

Jerusha T. Adams, Esquire  
Assistant United States Attorney  
One Court Square, Suite 201  
Montgomery, Alabama 36104

Respectfully submitted,

s/ Kevin L. Butler  
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